



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

March 13, 2008

Certified Return Receipt
7004 2510 0004 1824 9078

Brett Bryson
Wasatch Mountain Excavating, Inc.
1065 North Main, Suite 1
North Salt Lake, Utah 84054

Subject: Status Update on Cessation Order #MC-07-01-16, Wasatch Mountain Excavating, Inc., Elite Rock-West, S0490050, Utah County, Utah

Dear Mr. Bryson:

As a follow-up to a phone conversation this morning with Lynn Kunzler, regarding the outstanding issues of Cessation Order #MC-07-01-16, I have summarized in this letter those items discussed.

Last December, we received a letter from you indicating that reclamation of the site began the week of December 7, 2007. Daron Haddock and Lynn Kunzler had visited the site about that time and were told over the phone that your equipment had broken down, you had just recently been able to obtain the parts for repair and that the equipment was in route to do the reclamation work. Even though the original abatement time had expired, the Division took you for your work that the reclamation would be completed within the next couple of weeks. Because of this, we did not pursue additional enforcement action. However, Lynn Visited the site on March 11, 2008. The site apparently had no reclamation work completed. This brings us to the status of the Cessation Order and the abatement work required.

Abatement required either having the site reclaimed, or providing \$10,000 additional surety and submitting a Notice to commence large mining operations by January 1, 2008. The Division understands the Utah County has also ordered a cessation of operations – due to the area having a covenant restriction that prohibits mining. This makes a mute point of having you permit the site as a large mining operation. As discussed, the Division can modify the Cessation Order to allow more time to complete the reclamation. To do this, you were asked to provide the additional \$10,000 in reclamation surety – this can be released once the reclamation work is completed. This needs to be provided within one week. Please contact Jed Pearson at (801) 538-5382 or email bondcoordinator@Utah.gov to obtain necessary forms for the increased surety. Within one week, you will also need to request in writing, to extend the abatement time and provide a schedule as to when you will begin reclamation and the approximate time it will take to complete the reclamation.

Page 2
Brett Bryson
S0490050
March 13, 2008

Thank you for your prompt attention to this issue. Please keep the Division informed of your progress.

Sincerely,

A handwritten signature in cursive script that reads "Susan M. White". The signature is written in dark ink and is positioned above the printed name.

Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:lk:pb

cc: Peggy Kelsey, Utah County
Lynn Kunzler, DOGM
Jed Pearson, DOGM

P:\GROUPS\MINERALS\WP\M049-Utah\S0490050-EliteRockWest\non-compliance\MC-07-01-16\CO update.doc